

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re Premium Resources, Inc. Securities Litigation

Master File No. 1:18-cv-08199-LAP

CLASS ACT

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: \_\_\_\_\_

This Document Relates To: All Actions:

**NOTICE AND PROPOSED ORDER TO WITHDRAW AS COUNSEL**

PLEASE TAKE NOTICE that upon the accompanying declaration of Neil P. Kelly, and subject to the approval of the Court, Neil P. Kelly hereby withdraws as counsel for Defendants Premium Resources, Inc., Joseph Ovsenek, and Tom S.Q. Yip, and shall be removed from the Case Management/Electronic Case Files (CM/ECF) notification list in the above-captioned matter. Defendants Premium Resources, Inc., Joseph Ovsenek, and Tom S.Q. Yip will continue to be represented by Daniel J. Kramer and William Michael in this proceeding.

Dated: New York, New York  
November 6, 2019

Respectfully submitted,

**PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP**

By: /s/ Neil P. Kelly  
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*Counsel for Defendants Premium Resources,  
Inc., Joseph Ovsenek, and Tom S.Q. Yip*

SO ORDERED:

*Loretta A. Preska*  
HONORABLE LORETTA A. PRESKA  
UNITED STATES DISTRICT JUDGE

November 8, 2019

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re Premium Resources, Inc. Securities Litigation

Master File No. 1:18-cv-08199-LAP

CLASS ACTION

This Document Relates To: All Actions:

**DECLARATION OF NEIL P. KELLY**

1. I am an associate at the law firm of Paul, Weiss, Rifkind, Wharton & Garrison LLP, counsel for Premium Resources, Inc., Joseph Ovsenek, and Tom S.Q. Yip. I submit this declaration in compliance with Local Rule 1.4 to notify the Court that I am withdrawing as counsel because I will no longer be associated with Paul, Weiss, Rifkind, Wharton & Garrison LLP.

2. Daniel J. Kramer and William Michael of the law firm Paul, Weiss, Rifkind, Wharton & Garrison LLP will continue to represent Premium Resources, Inc., Joseph Ovsenek, and Tom S.Q. Yip in this proceeding.

3. My withdrawal will not delay the matter or prejudice any party.

4. I am not retaining a charging lien.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

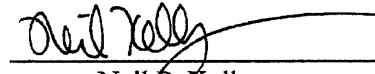
Dated: New York, New York  
November 6, 2019

By:

  
Neil P. Kelly

**CERTIFICATE OF SERVICE**

I hereby certify that, on November 6, 2019, I caused a true and correct copy of the foregoing to be served upon all parties to this litigation via the CM/ECF system, upon Pretium Resources, Inc., Joseph Ovsenek, and Tom S.Q. Yip at Four Bentall Centre, 1055 Dunsmuir Street, Suite 2300, Vancouver BC V7X 1L4, Canada via email, and upon plaintiff Aurico Gold Fund c/o Jonathan Stern at 275 Madison Ave., 34<sup>th</sup> Floor, New York, New York 10016 via email.

By:   
Neil P. Kelly

